

UNITED STATES DISTRICT COURT
DISTRICT COURT OF MASSACHUSETTS

CASE NO.: 03 12315 PBS

DON SHAPIRO, INC., d/b/a)
DON SHAPIRO PRODUCE)
)
v.)
)
CAPITOL FOOD CORP. OF)
FIELDS CORNER, et al)

VOLUNTARY DISMISSAL

Now comes the Plaintiff, Don Shapiro, Inc. d/b/a Don Shapiro Produce and pursuant to Federal Rules Civ. P. 41(a) (1) (i) and voluntarily dismisses this action without prejudice and without costs.

DON SHAPIRO, INC. d/b/a
DON SHAPIRO PRODUCE

By its Attorney
FLOOD & HARTIGAN

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Dated: 5/14/04